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Attorney Docket No. 29610/CDT935  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent of:

Wells et al.

Patent No. 7,012,378

Confirmation No.: 7320

Issued: March 14, 2006

Group Art Unit: 1633

For: PROGRAMMABLE CURRENT SOURCE AND  
METHODS OF USE

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS AND  
REQUEST FOR CORRECTION OF ERROR IN SMALL ENTITY STATUS MADE  
IN GOOD FAITH UNDER 37 C.F.R. 1.28(c)-(d)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Following up on the statement of assertion filed with the Patent Office on August 12, 2009 (copy attached), Patentee hereby again notifies the Patent Office that the above-identified patent is not entitled to small entity status.

The 3.5 year Maintenance Fee was paid on September 14, 2009 in error at a small entity rate by the Patentee's annuity service, presumptively, because the annuity service paid the 3.5 year Maintenance Fee based upon the entity status of record at the Patent Office at the time of payment. As a result, it is respectfully submitted that the 3.5 year Maintenance Fee was mistakenly paid in good faith at the small entity rate.

The Patentee respectfully requests that the Commissioner excuse this error based upon compliance with the submission and itemization requirements under 37 C.F.R.

1.28(c) as follows:

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Fee Description	Current Official Fee	Fee Paid	Deficiency Due
Date: September 14, 2009			
3.5 Year Maintenance Fee	\$1130.00	\$490.00	\$640.00
Total			\$640.00

This communication is accompanied by payment of **\$640.00** to cover the calculated deficiency. The Commissioner is hereby authorized to charge any additional fees that may be due with this paper to Marshall, Gerstein & Borun's Deposit Account No. 13-2855, under Order No. 29610/CDT935.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

Dated: December 8, 2011

By: /Andrew M. Lawrence/  
Andrew M. Lawrence, Reg. No. 46,130  
233 South Wacker Drive  
6300 Suite, Willis Tower  
Chicago, Illinois 60606-6402  
(312)474-6300  
Attorney for Patentee